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PATENT  
ATTORNEY DOCKET: 46969-5116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Keiichi ONODERA et al. ) Confirmation No.: 9524  
)  
Application No.: 09/817,895 ) Group Art Unit: 2861  
)  
Filed: March 28, 2001 ) Examiner: Hai Chi Pham  
)  
For: INFORMATION RECORDING )  
SYSTEM AND INFORMATION )  
RECORDING METHOD )

Commissioner for Patents  
U.S. Patent and Trademark Office  
**Customer Window, Mail Stop Issue Fee**  
Alexandria, VA 22314

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement ("IDS") is being filed after the events recited in § 1.97(c) but before the payment of the issue fee for the above-identified application. Under the provisions of 37 C.F.R. § 1.97(d), a fee of \$180.00, as specified by § 1.17(p) is attached hereto.

The required statements under 37 C.F.R. § 1.97(e) will be made separately for the documents listed in the "U.S. Patent Documents" portion of the attached PTO-1449 and the documents listed in the "Foreign Patent Documents" portion of the attached PTO-1449, as follows.

02/02/2006 HAL111 00000121 09817895  
01 FC:1806 180.00 DP

Each of the Japanese documents listed on the attached PTO-1449 was first cited in a Japanese Office Action issued by the Japanese Patent Office on December 12, 2005 in a counterpart foreign application. Hence, to the best of the undersigned's knowledge and recollection, each item of information listed in the "Foreign Patent Documents" portion of the attached PTO-1449 of this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. A copy of the Japanese Office Action dated December 12, 2005 is enclosed for the Examiner's consideration. Also attached for the Examiner's consideration are copies of five additional Japanese Office Actions dated December 12, 2005 from other counterpart applications that also cite to the Japanese documents listed on the attached PTO-1449. English-language translations of all six of these Japanese Office Actions are attached for the Examiner's consideration.

As for relevance of the foreign language documents, English-language abstracts are attached hereto for each of the foreign language documents. In addition, the relevance of these foreign language documents can be understood from their citations in the above-discussed Japanese Office Actions dated December 12, 2005, as also attached hereto. Also, Applicants note that the listed JP 11-126459 document corresponds to U.S. Patent No. 6,556,234 which was cited in a U.S. Office Action dated June 1, 2005 in the instant application.

While the Japanese Office Actions additionally cite to U.S. Patent No. 4,967,286, it is not listed on the attached PTO-1449 because it was cited in a U.S. Office Action dated April 4, 2003 in the instant application.

Copies of the listed non-U.S. documents are attached.

As to the documents listed in the "U.S. Patent Documents" portion of the attached PTO-1449, each of these documents were cited by the USPTO in Office Actions dated November 1, 2005 that issued in U.S. patent application nos. 11/101,407 and 11/101,558. Each of these two applications are continuation applications that claim priority to the instant "parent" application no. 09/817,895. No item of information contained in the "U.S. Patent Documents" portion of the attached PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the best of the undersigned's knowledge and recollection, no item of information contained in the "U.S. Patent Documents" portion of the attached PTO-1449 was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS.

Applicants respectfully request that the Examiner consider all of the listed documents and evidence that consideration by making appropriate notations on the attached PTO-1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "Prior Art". If it should be determined that any of the listed documents do not constitute "Prior Art" under the United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over any of the listed documents, should the document be applied against the claims of the present application.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.13(a)(3).

Respectfully submitted,

**DRINKER, BIDDLE & REATH LLP**

Dated: February 1, 2006

By:



Paul A. Fournier

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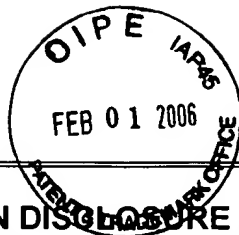
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# **INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

Page 1 of 1

PTO Form 1449

Attorney Docket No.

46969-5116

Application No.:

09/817,895

Applicant(s):

Keiichi ONODERA et al.

Filing Date:

March 28, 2001

Group Art Unit:

2861

## **U.S. PATENT DOCUMENTS**

*Examiner Initial	Document Number	Date	Name	Class	Sub Class	Filing Date
	2003/0107959	June 12, 2003	Norton et al.			
	5,608,718	March 4, 1997	Schiewe			
	6,490,239	December 3, 2002	Nagasaka			

## **FOREIGN PATENT DOCUMENTS**

	Document Number	Date	Country	Class	Sub Class	Translation YES NO
	11-126459	May 11, 1999	Japan			Abstract
	10-329460	December 15, 1998	Japan			Abstract
	09-277512	October 28, 1997	Japan			Abstract
	08-180463	July 12, 1996	Japan			Abstract
	05-325265	December 10, 1993	Japan			Abstract
	11-213390	August 6, 1999	Japan			Abstract
	11-213455	August 6, 1999	Japan			Abstract
	09-326185	December 16, 1997	Japan			Abstract
	09-106575	April 22, 1997	Japan			Abstract
	09-073666	March 18, 1997	Japan			Abstract
	61-243967	October 30, 1986	Japan			Abstract

## **OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


Examiner

Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.